

BUSINESS IMPACT STATEMENT
REGARDING PROPOSED ORDINANCE AMENDMENTS TO CITY'S GARBAGE
COLLECTION AND DISPOSAL REGULATIONS

This Business Impact Statement was prepared pursuant to NRS 237.090 to address the impact of proposed ordinance amendments to Chapter 9.08 of the Las Vegas Municipal Code concerning Garbage Collection and Disposal, including the following changes: amending definitions, updating service rates, adding rates for overflow collections, eliminating fees for discontinuing service, deregulating rates for competitive-service areas, increasing frequency-of-service options, authorizing pilot programs for recycling, adding customer service standards, revising late payment penalties, adding minimum container requirements, and facilitating recycling by materials recovery facilities.

1. The following constitutes a description of the number of and manner in which comment was solicited from affected businesses, a summary of their response and explanation of the manner in which other interested persons may obtain a copy of the summary. (List all trade association or owners and officers of businesses likely to be affected by the proposed rule that have been consulted.) *NRS 237.090(1)(a)*

Public Notice of proposed ordinance amendments to the City's garbage collection and disposal regulations and solicitation of business impact statements was published in the Las Vegas Review Journal Newspaper on May 3, 2006.

A copy of the proposed amendments was sent by e-mail to the Las Vegas Chamber of Commerce on April 27, 2006.

No comments were received in response to the above notice.

The proposed ordinance amendments will affect all businesses in the City.

The proposed ordinance amendments may be obtained at the Business Services Division, 400 Stewart Avenue, 3rd floor, Las Vegas, NV 89101.

2. The estimated economic effect of the proposed rule on businesses, including, without limitation, both adverse and beneficial effects, and both direct and indirect effects: *NRS 237.090(1)(b)*

Adverse effects: The amendments will require all multiple dwelling units, motels, mobile home parks and businesses to meet minimum container requirements, which are intended to provide for adequate solid waste service for such premises. This may require some businesses to increase their present service levels, including the rental or purchase of additional containers. Properties that continue to have waste overflowing from the containers which are provided will be subject to overflow collection charges. Rates will be deregulated for certain categories of service for which competition is allowed, such as construction and demolition waste, septic-tank waste, grease-trap

waste and yard waste, which could result in higher rates for these service categories being charged by the City's franchised solid waste contractor.

Note: Rate increases for regulated solid waste service reflect applicable Consumer Price Index adjustments, and are not being adjusted by the proposed amendments.

Beneficial effects: New frequency-of-service options are added for businesses – i.e., options of once/week and three times/week service, which could result in some businesses electing to pay for less service. New customer service standards are added concerning the telephone service provided by the City's solid waste contractor, which could result in less "lost" time for businesses in dealing with waste issues. Discontinuation-of-service fees are eliminated.

Direct effects: Adds once/week and three times/week service options; eliminates discontinuation-of-service fees.

Indirect effects: Adds franchisee customer standards; possible positive and negative effects on customers' solid waste bills summarized above.

3. The following constitutes a description of the methods that the local government considered to reduce the impact of the proposed rule on businesses and a statement regarding whether any, and if so which, of these methods were used: (Include whether the following was considered: simplifying the proposed rule; establishing different standards of compliance for a business; and if applicable, modifying a fee or fine set forth in the rule so that a business could pay a lower fee or fine). *NRS 237.090(1)(c)*

No discernable impact

4. The governing body estimates that the annual cost to the local government for enforcement of the proposed rule is: *NRS 237.090(1)(d)*

No new cost

5. (If applicable, provide the following:) The proposed rule provides a new fee or increases an existing fee and the total annual amount expected to be collected is: *NRS 237.090(1)(e)*

There are no new fees to the City. The City may indirectly receive additional franchise fees from its solid waste contractor resulting from the revenue received by the contractor for overflow charges and minimum container requirements, the amount of which cannot be estimated at this time.

The money generated by the new fee or increase in existing fee will be used by the local government to:

Any additional franchise fees received by the City will go into the City's general fund.

6. (If applicable, provide the following:) The proposed rule includes provisions which duplicate or are more stringent than federal, state or local standards regulating the same activity. The following explains which such duplicative or more stringent provisions are necessary. *NRS 237.090(1)(f)*

NRS 444.440 et seq. provides a framework under which the City is required to establish by ordinance regulations for a solid waste management system, provided that no such ordinance shall be in conflict with any regulation adopted by the State Environmental Commission. This proposed ordinance amendments are in compliance with NRS.